

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. Contract ID Code Firm-Fixed-Price		Page 1 Of 7	
2. Amendment/Modification No. P00001		3. Effective Date 2004JUN24		4. Requisition/Purchase Req No. SEE SCHEDULE		5. Project No. (If applicable)	
6. Issued By TACOM WARREN BLDG 231 AMSTA-AQ-ADBA MIKE ROLFSMEYER (586)753-2201 WARREN, MICHIGAN 48397-5000 HTTP://CONTRACTING.TACOM.ARMY.MIL EMAIL: ROLFSMEM@TACOM.ARMY.MIL		Code W56HZV		7. Administered By (If other than Item 6) DCMA CHICAGO 1523 WEST CENTRAL ROAD BLDG 203 ARLINGTON HEIGHTS IL 60004-2451 SCD B PAS NONE ADP PT HQ0339		Code S1403A	
8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code) KOMATSU AMERICA INTERNATIONAL COMPANY 440 NORTH FAIRWAY DRIVE P.O. BOX 8112 VERNON HILLS, IL. 60061-8112 TYPE BUSINESS: Large Business Performing in U.S.				9A. Amendment Of Solicitation No.		9B. Dated (See Item 11)	
Code 5X718 Facility Code				10A. Modification Of Contract/Order No. W56HZV-04-D-B085		10B. Dated (See Item 13) 2004JUN10	
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input type="checkbox"/> The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing items 8 and 15, and returning _____ copies of the amendments: (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. Accounting And Appropriation Data (If required) NO CHANGE TO OBLIGATION DATA							
13. THIS ITEM ONLY APPLIES TO MODIFICATIONS OF CONTRACTS/ORDERS It Modifies The Contract/Order No. As Described In Item 14.							
KIND MOD CODE: C							
<input type="checkbox"/> A. This Change Order is Issued Pursuant To: The Changes Set Forth In Item 14 Are Made In The Contract/Order No. In Item 10A.							
<input type="checkbox"/> B. The Above Numbered Contract/Order Is Modified To Reflect The Administrative Changes (such as changes in paying office, appropriation data, etc.) Set Forth In Item 14, Pursuant To The Authority of FAR 43.103(b).							
<input checked="" type="checkbox"/> C. This Supplemental Agreement Is Entered Into Pursuant To Authority Of: MUTUAL AGREEMENT OF THE PARTIES							
<input type="checkbox"/> D. Other (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return _____ copies to the Issuing Office.							
14. Description Of Amendment/Modification (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) SEE SECOND PAGE FOR DESCRIPTION							
Contract Expiration Date: 2006JUN18							
Except as provided herein, all terms and conditions of the document referenced in item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. Name And Title Of Signer (Type or print)				16A. Name And Title Of Contracting Officer (Type or print) M. J. FRANZEN FRANZENM@TACOM.ARMY.MIL (810)574-6304			
15B. Contractor/Offeror (Signature of person authorized to sign)		15C. Date Signed		16B. United States Of America By _____ /SIGNED/ (Signature of Contracting Officer)		16C. Date Signed 2004JUN24	
NSN 7540-01-152-8070 PREVIOUS EDITIONS UNUSABLE				30-105-02 STANDARD FORM 30 (REV. 10-83) Prescribed by GSA FAR (48 CFR) 53.243			

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Name of Offeror or Contractor: KOMATSU AMERICA INTERNATIONAL COMPANY		

SECTION A - SUPPLEMENTAL INFORMATION

1. This Modification P00001 is a Bi-Lateral Supplemental Agreement.
2. This Modification makes the following additions and corrections:
 - a. CLIN 0851AA:
 - i. Delete reference to "BOBCAT TYPE".
 - ii. Add explanation of Unit Price for the Minimum Guaranteed Quantity: \$60,727.00 each.
 - iii. Change 60 DARO to 45 DARO, the contractor's proposed delivery for the Minimum Guaranteed Quantity of 2 each.
 - iv. Change the quantity to 2 each, the Minimum Guaranteed Quantity.
 - b. CLIN 0851AB:
 - i. Established for future awards of up to 6 each; the remaining estimated quantity for CLIN 0851.
 - ii. CLIN 0851AB duplicates the terms and conditions of CLIN 0851AA, except for the Unit Price.
 - iii. The Unit Price for CLIN 0851AA is \$38,227.00, per contractor's proposal for the remaining estimated quantity of up to 6 each for the first ordering period.
3. The Contractor releases the Government from any further claim for equitable adjustment relating to the changes made by this modification.
4. All other terms and conditions remain unchanged and in full force and effect.

*** END OF NARRATIVE A 006 ***

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Name of Offeror or Contractor: KOMATSU AMERICA INTERNATIONAL COMPANY

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	<p>SECTION B - SUPPLIES OR SERVICES AND PRICES/COSTS</p> <p>IN THE FOUR DIGIT CONTRACT LINE ITEM NUMBERS (CLINs) THAT FOLLOW, THE NUMBERING SYSTEM THAT IS USED IS AS FOLLOWS:</p> <p>THE FIRST THREE DIGITS SIGNIFY ITEM AND THE FOURTH (LAST) DIGIT SIGNIFIES THE APPLICABLE ORDERING YEAR, i.e., CLIN 0851 IS FOR THE FIRST ITEM - FIRST ORDERING YEAR, CLIN 0852 IS FOR THE FIRST ITEM - SECOND ORDERING YEAR.</p> <p>THE FOLLOWING DEFINITIONS APPLY TO THE ENTIRE SOLICITATION AND RESULTING CONTRACT:</p> <p><u>FIRST ORDERING YEAR</u> OF THE CONTRACT IS THE DATE OF AWARD PLUS 364 DAYS.</p> <p><u>SECOND ORDERING YEAR</u> OF THE CONTRACT IS 365 DAYS THROUGH 729 DAYS AFTER CONTRACT AWARD.</p> <p>NOTE: THE PRICE APPLICABLE TO AN INDIVIDUAL ORDER IS THE PRICE FOR THE ORDERING YEAR IN WHICH THE ORDER IS ISSUED. THE DELIVERY DATE DOES NOT DETERMINE THE ORDERING YEAR.</p> <p>The information presented below applies to Item No. 0851 Through 0852:</p> <p>Minimum 2 Year Quantity: 2 EACH (This will be ordered at the time of the basic contract award).</p> <p>Maximum 2 Year Quantity: 18 EACH</p> <p>ONLY THE MINIMUM 2 YEAR QUANTITY IS GUARANTEED.</p> <p><u>NOTE:</u> EACH ORDERING YEAR ESTIMATE IS A GOOD FAITH ESTIMATE.</p> <p>THIS BUY IS CROSS REFERENCED TO ITEM 85 (For Internal Purposes Only).</p>				

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Name of Offeror or Contractor: KOMATSU AMERICA INTERNATIONAL COMPANY

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0851AA	<p>(End of narrative A001)</p> <p><u>FIRST ORDERING YEAR</u></p> <p>NOUN: UTILITY VEHICLE, FRONT LOADER, SKIDSTEER, IN ACCORDANCE WITH THE CONTRACT SPECIFICATIONS AT C.1, ATTACHED AS ATTACHMENT 001, AND THE INCORPORATED COMPLETED TECHNICAL INFORMATION QUESTIONNAIRE, ATTACHMENT 002.</p> <p>EACH UTILITY VEHICLE, FRONT LOADER, SKIDSTEER SHALL BE OVERPACKED WITH THE CONTRACTOR'S AVAILABLE OPERATOR MANUAL (ANY LANGUAGE).</p> <p>CONTRACTOR MUST PROVIDE AN ENGLISH AND ARABIC (DIALECT APPROPRIATE TO IRAQ) MANUAL (IN ACCORDANCE WITH C.2) WHICH IS INCLUSIVE OF THE PROPOSED UNIT PRICE.</p> <p>VEHICLES CAN BE AND WILL BE EXPECTED TO BE SHIPPED WITH THE AVAILABLE VEHICLE'S STANDARD MANUAL, IN WHATEVER LANGUAGE, BUT THE CONTRACTOR WILL BE PAID ONLY 80% OF THE TOTAL COST PER VEHICLE UPON ACCEPTANCE IF THE TWO REQUIRED LANGUAGE MANUALS ARE NOT INCLUDED WITH THE ORIGINAL SHIPMENT.</p> <p>WHEN ENGLISH AND ARABIC TRANSLATED MANUALS ARE PROVIDED, (ONE OR BOTH, WHATEVER COMPLETES THE REQUIREMENT OF BOTH MANUAL TYPES), THE ADDITIONAL 20% OF THE UNIT PRICE, PER VEHICLE, WILL BE PAID UPON ACCEPTANCE OF THE MANUALS.</p> <p>*** PLEASE NOTE: THE UNIT PRICE ON CLIN 0851AA OF \$60,727.00 IS FOR THE MINIMUM GUARANTEED QUANTITY OF 2 EACH AND WAS USED FOR AWARD OF DELIVERY ORDER 0001 ***</p> <p>(End of narrative B001)</p> <p><u>Packaging and Marking</u></p> <p>STANDARD COMMERCIAL PRACTICE FOR SAFE DELIVERY TO BAGHDAD.</p> <p>(End of narrative D001)</p> <p><u>Inspection and Acceptance</u> INSPECTION: Destination ACCEPTANCE: Destination</p>	2	EA	\$ 60,727.00000	\$ _____

Name of Offeror or Contractor: KOMATSU AMERICA INTERNATIONAL COMPANY

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	<p>FOB POINT: Destination</p> <p>SHIP TO: <u>FREIGHT ADDRESS</u> (Y00000) SHIPPING INSTRUCTIONS FOR CONSIGNEE (SHIP-TO) WILL BE FURNISHED PRIOR TO THE SCHEDULED DELIVERY DATE FOR ITEMS REQUIRED UNDER THIS REQUISITION.</p> <p>DELIVERY INFORMATION WILL BE PROVIDED FOR SHIPMENTS TO BAGHDAD</p> <p>CONTRACTOR DELIVERY SCHEDULE: 2 EACH - 45 DARO _____</p> <p>(End of narrative F001)</p>				

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Name of Offeror or Contractor: KOMATSU AMERICA INTERNATIONAL COMPANY

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
0851AB	<p><u>FIRST ORDERING YEAR</u></p> <p>NOUN: UTILITY VEHICLE, FRONT LOADER, SKIDSTEER, IN ACCORDANCE WITH THE CONTRACT SPECIFICATIONS AT C.1, ATTACHED AS ATTACHMENT 001, AND THE INCORPORATED COMPLETED TECHNICAL INFORMATION QUESTIONNAIRE, ATTACHMENT 002.</p> <p>EACH UTILITY VEHICLE, FRONT LOADER, SKIDSTEER SHALL BE OVERPACKED WITH THE CONTRACTOR'S AVAILABLE OPERATOR MANUAL (ANY LANGUAGE).</p> <p>CONTRACTOR MUST PROVIDE AN ENGLISH AND ARABIC (DIALECT APPROPRIATE TO IRAQ) MANUAL (IN ACCORDANCE WITH C.2) WHICH IS INCLUSIVE OF THE PROPOSED UNIT PRICE.</p> <p>VEHICLES CAN BE AND WILL BE EXPECTED TO BE SHIPPED WITH THE AVAILABLE VEHICLE'S STANDARD MANUAL, IN WHATEVER LANGUAGE, BUT THE CONTRACTOR WILL BE PAID ONLY 80% OF THE TOTAL COST PER VEHICLE UPON ACCEPTANCE IF THE TWO REQUIRED LANGUAGE MANUALS ARE NOT INCLUDED WITH THE ORIGINAL SHIPMENT.</p> <p>WHEN ENGLISH AND ARABIC TRANSLATED MANUALS ARE PROVIDED, (ONE OR BOTH, WHATEVER COMPLETES THE REQUIREMENT OF BOTH MANUAL TYPES), THE ADDITIONAL 20% OF THE UNIT PRICE, PER VEHICLE, WILL BE PAID UPON ACCEPTANCE OF THE MANUALS.</p> <p>*** PLEASE NOTE: THE UNIT PRICE ON CLIN 0851AB OF \$38,227.00 WILL BE USED FOR AWARDS OF THE REMAINING ESTIMATED QUANTITY OF 7 EACH ON DELIVERY ORDERS SUBSEQUENT TO DELIVERY 0001 (0002, 0003, ETC.) ***</p> <p>(End of narrative B001)</p> <p><u>Packaging and Marking</u></p> <p>STANDARD COMMERCIAL PRACTICE FOR SAFE DELIVERY TO BAGHDAD.</p> <p>(End of narrative D001)</p> <p><u>Inspection and Acceptance</u></p> <p>INSPECTION: Destination ACCEPTANCE: Destination</p> <p>FOB POINT: Destination</p> <p>SHIP TO: <u>FREIGHT ADDRESS</u></p>		EA	\$ 38,227.00000	

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ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	<div>(Y00000) SHIPPING INSTRUCTIONS FOR CONSIGNEE (SHIP-TO) WILL BE FURNISHED PRIOR TO THE SCHEDULED DELIVERY DATE FOR ITEMS REQUIRED UNDER THIS REQUISITION.</div> <div>DELIVERY INFORMATION WILL BE PROVIDED FOR SHIPMENTS TO BAGHDAD</div> <div>(End of narrative F001)</div>				